IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 26TH SEPTEMBER 2007 / 4TH ASWINA 1929

Con.Case(C).No. 917 of 2007(S)

(NON-COMPLIANCE OF THE JUDGEMENT IN WA.477/2007 DATED 23.03.2007)

PETITIONER/APPELLANT:

C.D. GEORGE,
S/O. DEVASSY,
AGED 46 YEARS,
CHEMBAKASSERY HOUSE,
THANISSERY P.O., IRINJALAKUDA.

BY ADV. SRI.P.RAVINDRAN

RESPONDENTS/RESPONDENTS AND ANOTHER :
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1. R. JAYAPRAKASH,
AGED 45 YEARS,
(FATHER'S NAME NOT KNOWN TO THE PETITIONER),
REGIONAL TRANSPORT OFFICER, THRISSUR.

2. M. BINU
(FATHER'S NAME & AGE NOT KNOWN TO THE PETITIONER),
CHAIRMAN, R.T.A., THRISSUR.

3. T. CHANDRAN,
(FATHER'S NAME & AGE NOT KNOWN TO THE PETITIONER),
SUPERINTENDENT OF POLICE, THRISSUR.

4. ROSAMMA
(FATHER'S NAME & AGE NOT KNOWN TO THE PETITIONER),
DEPUTY TRANSPORT COMMISSIONER, THRISSUR.

BY SR. GOVERNMENT PLEADER SMT. R. MEERA.

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 26/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

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CONTEMPT CASE (C) No. 917 OF 2007

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Dated this the 26th September , 2007

J U D G M E N T

H.L. Dattu, C.J.:

This Court, while disposing of Writ Appeal No. 477 of 2007, by order dated 23.03.2007, had directed the respondents herein -Regional Transport Authority, Thrissur to consider the application submitted by the 3rd respondent in the Writ Appeal afresh, in accordance with law and within a reasonable time.

2. Alleging that the orders and directions issued by this court have not been complied with by the respondents herein, the petitioner herein/appellant is before us in this Contempt Case.

3. Learned Government Pleader, on instruction, would submit that the respondents-authorities have considered the application filed by the 3rd respondent in the Writ Appeal and have passed an order on 25.09.2007.

4. The only direction issued by this Court in the Writ Appeal is to consider the application submitted by the 3rd respondent in the Writ Appeal afresh. Since the aforesaid direction has been complied with by the respondents-authorities, in our opinion, we need not take cognizance of this Contempt Case. Accordingly, further proceedings in this Contempt Case

require to be dropped and they are dropped.

5. However, liberty is reserved to the petitioner herein/appellant to question the correctness or otherwise of the orders passed by the respondents-authorities before an appropriate forum.

Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE.

K.T. SANKARAN,
JUDGE.

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